

## **CHAPTER VII**

### **Offensive Trades, Occupations and Practices**

#### **Section 1.**

The Board of Health may from time to time assign certain places for the exercise of any trade or employment which is a nuisance or hurtful to the inhabitants, injurious to their estates, dangerous to the public health or is attended by noisome and injurious odors, subject, however, to the provisions of any ordinance or by-laws adopted by the Town under Section 25 to 30A, inclusive, of Chapter 40, General Laws or corresponding provisions of earlier laws, and it may prohibit the exercise thereof within the limits of the Town or the places not so assigned, in any event. Such assignments shall be entered in the records of the Town, and may be revoked when the Board of Health shall think proper.

#### **Section 2.**

The Board of health may prohibit the exercise of the following trades or employments, viz: Those of slaughtering animals, of rendering animal matter, of manufacturing fertilizers and soaps, or mixing or storing of refuse or vegetable substances, of smoking fish or meat, or refining oils, of making egg dressing, varnish, glue, gas, gasoline or any burning fluid, or maintenance of a piggery, except at the place or places where such trades or employments are now lawfully assigned or which may hereafter be assigned by the Board, such trades, or employments, being either nuisances or hurtful to the Town, attended by noisome odors or otherwise injurious or dangerous to the public health.

#### **Section 3.**

No old rags, old papers or other refuse material shall be brought into or allowed to remain within any building used as a dwelling if gathered from any source outside of such building.

#### **Section 4.**

No person shall sell or offer for sale any second-hand wearing apparel, bedding, household furniture or household utensils that have been exposed to any communicable disease, or that is infected with vermin until the same has been cleansed and disinfected in a manner satisfactory to the Board of Health.

#### **Section 5. Separability.**

So far as the Board of Health may provide each section of these rules and regulations shall be construed as separate to the end that if any section, sentence, clause or phrase shall be held invalid for any reason, the remainder of the rules and regulations shall continue in full force.

Adopted October 13, 1953. Published October 22, 1953.

BOARD OF HEALTH

Natick, Mass.

Joseph P. Foley

Thomas F. J. Keighley, M.D.

Stuart C. Peterson

#### **Section 6. Penalty.**

(a) Criminal Complaint - Whoever violates any provision of these rules and regulations may be penalized by indictment or on complaint brought in the District Court. Except as may otherwise be provided by law, and as the District Court may see fit to impose, the maximum penalty for any violation of these provisions shall be \$300.00 for each offense.

(b) Non-Criminal Disposition - Whoever violates any provision of these rules and regulations may, in the discretion of the Health Agent, be penalized by a non-criminal complaint in the District Court pursuant to the provisions of the Massachusetts General Laws, Chapter 40, Section 21D.

For the purpose of this provision the penalty to apply in the event of a violation shall be as follows: \$50.00 for the first offense; \$100.00 for the second offense; \$200.00 for the third offense; and \$300.00 for the fourth and each subsequent offense. Each day on which a violation exists shall be deemed to be a separate offense.

Amended February 12, 2002  
Summary published March 29, 2002

BOARD OF HEALTH  
Natick, Mass.

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